

KAMALA D. HARRIS  
Attorney General of California  
PEGGY S. RUFFRA  
Supervising Deputy Attorney General  
MICHELE J. SWANSON  
Deputy Attorney General  
State Bar No. 191193  
455 Golden Gate Avenue, Suite 11000  
San Francisco, CA 94102-7004  
Telephone: (415) 703-5703  
Fax: (415) 703-1234  
E-mail: Michele.Swanson@doj.ca.gov  
*Attorneys for Respondent*

RICHARD TAMOR  
Attorney at Law  
State Bar No. 176529  
The Sierra Building  
311 Oak Street, Suite 108  
Oakland, CA 94607  
Telephone: (415) 655-1969  
Fax: (415) 887-7658  
*Attorney for Petitioner*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

**MAR-NIQUE SIMON,**

Petitioner,

**v.**

**DOMINGO URIBE, Warden,**

Respondent.

C 09-5859 TEH

**STIPULATION TO CONTINUE ORAL  
ARGUMENT ON THE ISSUE OF  
EQUITABLE TOLLING AND  
~~PROPOSED~~ ORDER (Civil L.R. 6-1, 6-2,  
7-12)**

On April 28, 2014, this Court set oral argument on the issue of equitable tolling for August 4, 2014. Doc. No. 33. On August 1, 2014, the Court continued oral argument to September 8, 2014. Doc. No. 40. Subject to approval by this Court, and as explained more fully in the concurrently filed declaration of counsel, the parties hereby agree and stipulate to the following:

////

////

////

////

////

1 That oral argument be continued to Monday, September 29, 2014, at 10:00 a.m.

2 IT IS SO STIPULATED.

3  
4 Dated: August 12, 2014

By: /s/ Michele J. Swanson  
PEGGY S. RUFFRA  
Supervising Deputy Attorney General  
MICHELE J. SWANSON  
Deputy Attorney General  
*Attorneys for Respondent*


7  
8 Dated: August 12, 2014

By: /s/ Richard Tamor  
RICHARD TAMOR  
*Attorney for Petitioner*

9  
10 ///

11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

12  
13 Dated: 08/12/2014

  
HONORABLE THELTON E. HENDERSON  
United States District Court Judge

14  
15  
16 SF2010200129  
41041389.doc  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28